



3765

**REQUEST FOR WITHDRAWAL
AS ATTORNEY OR AGENT**

| | |
|------------------------|-----------------|
| Application Number | 10/080,056 |
| Filing Date | 02/21/2002 |
| First Named Inventor | Barnes |
| Art Unit | 3765 |
| Examiner Name | Tajash D. Patel |
| Attorney Docket Number | CHARRA40426 |

**To: Commissioner for Patents
Washington, DC 20231**

I hereby apply to withdraw as attorney or agent for the above identified patent application.

The reasons for this request are:

See attached sheet.

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1. ☒ The correspondence address is NOT affected by this withdrawal.
2. ☐ Change the correspondence address and direct all future correspondence to:

CORRESPONDENCE ADDRESS☐ Customer NumberPlace Customer Number
Bar Code Label Here**OR**☒ Firm or
Individual Name

Address

Address-

City

State

Zip

Country

Telephone

Fax

☒ This request is made on behalf of myself and☐ all the attorneys/agents of record.☐ the attorneys/agents (with registration numbers) listed on the attached paper(s), or☒ the attorneys/agents associated with Customer Number 21587

This request is enclosed in triplicate (including any attachments).

Name Steven K. Martin

Signature

Date

08/25/2003

NOTE: Withdrawal is effective when approved rather than when received. Unless there are at least 30 days between approval of withdrawal and the expiration date of a time period for response or possible extension period, the request to withdraw is normally disapproved.

This collection of information is required by 37 CFR 1.36. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

Continuation Sheet for Request to Withdraw as Attorney or Agent

Application No. 10/080,056

Filing Date: 02/21/2002

First Named Inventor: Barnes



This is a request for permission to withdraw pursuant to 37 CFR 10.40(b)(2) and 37 CFR 10.40(b)(4) in that the two parties to the application have appointed new and separate counsel.

There are three applicants for the subject application: David Barnes, Stina Shaw, and Barry Lipsett. Ms. Shaw and Mr. Lipsett assigned their rights to Charles River Apparel, Inc. Mr. Barnes retained his rights. We filed the application February 21, 2002 with the permission of both parties, Charles River Apparel and Mr. Barnes. Since that time, we have been discharged and each of the parties have retained separate counsel.

The new counsel for Charles River Apparel is:

Ms. Maura K. Moran
59 Brookdale Road
Sudbury, MA 01776
978-443-4558

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The new counsel for Mr. Barnes is:

Mr. Kurt Leyendecker
9241 S. Lark Sparrow Drive
Highland Ranch, CO 80126
303-921-9536

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Since the two parties have separate counsel, neither party can file a new Power of Attorney nor any other document without the permission of the other, which is not currently likely, given the adversarial atmosphere between the two parties.

As a consequence of the parties naming new counsel, we are required by 37 CFR 10.40(b)(4) to request permission to withdraw as attorneys for this application.

Additionally, we have been advised by the Office of Enrollment and Discipline to file this withdrawal pursuant to 37 CFR 10.40(b)(2) in that our continued employment may result in the violation of a disciplinary rule regarding continued representation after being discharged.

We will remain the correspondence address, forwarding any correspondence to both parties, until the parties can agree on a common representative. Copies of this Request are being sent to both parties.

As there are no outstanding due dates for this application, the parties will not be prejudiced thereby by this withdrawal.